

REMARKS

Claims 12, 14, 18-21, and 25-28, and 31-36 were pending in the present application. Claims 14, 18, 20, 21, 25, 27, and 31-36 have been canceled herein without prejudice to their presentation in another application. No new matter has been added. Upon entry of the present amendment, claims 12, 19, 26, and 28 will be pending.

As a preliminary matter, Applicants thank the Examiner for indicating that claims 12, 19, 26, and 28 are allowed.

Applicants have amended the specification to correct a typographical error and insert the correct date of the biological deposit.

I. The Claimed Invention Is Novel

Claims 14, 18, 20, 21, 25, 27, 31, and 32 are rejected under 35 U.S.C. §102(b) as allegedly being anticipated by WO 02/061087. Although Applicants disagree with the rejection, solely to advance prosecution of the present application, claims 14, 18, 20, 21, 25, 27, 31, and 32 have been canceled herein without prejudice to their presentation in another application. Thus, the present rejection is moot.

II. The Claimed Invention Is Not Obvious

Claims 33 and 35 are rejected under 35 U.S.C. §103(a) as allegedly being unpatentable over the combination of WO 02/061087 and U.S. Patent No. 6,063,620. Although Applicants disagree with the rejection, solely to advance prosecution of the present application, claims 33 and 35 have been canceled herein without prejudice to their presentation in another application. Thus, the present rejection is moot.

III. The Claimed Invention Is Sufficiently Enabled

Claims 33-36 are rejected under 35 U.S.C. §112, first paragraph as allegedly failing to provide an enabling disclosure. Although Applicants disagree with the rejection, solely to advance prosecution of the present application, claims 33-36 have been canceled herein without prejudice to their presentation in another application. Thus, the present rejection is moot.

IV. Conclusion

In view of the foregoing, Applicants respectfully submit that the claims are in condition for allowance. An early notice of the same is earnestly solicited. The Office is invited to contact Applicants' undersigned representative at 610.640.7859 if there are any questions regarding Applicants' claimed invention.

The Commissioner is hereby authorized to debit any underpayment of fee due or credit any overpayment to Deposit Account No. 50-0436.

Respectfully submitted,

/Paul K. Legaard, Reg.# 38534/
Paul K. Legaard, Ph.D.

Date: 14 December 2010

Pepper Hamilton LLP
400 Berwyn Park
899 Cassatt Road
Berwyn, PA 19312-1183

Telephone: 610.640.7859
Facsimile: 267.430.7647